



**RULE-MAKING ORDER**  
**(RCW 34.05.360)**

**CR-103 (7/23/95)**

<b>Agency:</b> Bellingham Technical College	<input checked="" type="checkbox"/> <b>Permanent Rule</b>
<b>(1) Date of adoption:</b> March 20, 1997	<input type="checkbox"/> <b>Emergency Rule</b>
	<input type="checkbox"/> <b>Expedited Repeal</b>

**(2) Purpose:**  
Adopt policy on hazing, prohibiting college sponsored organizations, associations, or living groups from engaging individually or collectively in hazing of students.

**(3) Citation of existing rules affected by this order:**  
**Repealed:**  
**Amended:** WAC 495B.120  
**Suspended:**

**(4) Statutory authority for adoption:** RCW 28B.10.140, 42,30.075 & 34.05 RCW  
**Other authority:**

**PERMANENT RULE ONLY**  
 Adopted under notice filed as WSR 96-21-086 [97-03-071] on October 17, 1996 (date). <sup>[January 14, 1997]</sup>  
 Describe any changes other than editing from proposed to adopted version:  
 None

**EMERGENCY RULE ONLY**  
 Under RCW 34.05.350 the agency for good cause finds:  
 (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.  
 (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.  
 Reasons for this finding:

**EXPEDITED REPEAL ONLY**  
 Under Preproposal Statement of Inquiry filed as WSR \_\_\_\_\_ on \_\_\_\_\_ (date).

**(5.3) Any other findings required by other provisions of law as precondition to adoption of effectiveness of rule?**  
 Yes  No If Yes, explain:

**(6) Effective date of rule:**

<b>Permanent Rules</b>	<b>Emergency Rules</b>
<input checked="" type="checkbox"/> 31 days after filing	<input type="checkbox"/> Immediately
<input type="checkbox"/> Other (specify) _____ *	<input type="checkbox"/> Later (specify) _____

\*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

**NAME (TYPE OR PRINT)**  
Jody McBee

**SIGNATURE**  
*Jody McBee*

**TITLE**  
Rules Coordinator

**DATE**  
May 8, 1997

**CODE REVISER USE ONLY**

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

MAY 9 1997

TIME: 4:14 AM  
PM

WSR: 97-10-014  
1112

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New _____	Amended _____	Repealed _____
<b>Federal rules or standards:</b>	New _____	Amended _____	Repealed _____
<b>Recently enacted* state statutes:</b>	New <u>1</u>	Amended _____	Repealed _____

\*(current calendar year)

**The number of sections adopted at the request of a nongovernmental entity:**

New \_\_\_\_\_ Amended \_\_\_\_\_ Repealed \_\_\_\_\_

**The number of sections adopted on the agency's own initiative:**

New \_\_\_\_\_ Amended \_\_\_\_\_ Repealed \_\_\_\_\_

**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New \_\_\_\_\_ Amended \_\_\_\_\_ Repealed \_\_\_\_\_

**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New _____	Amended _____	Repealed _____
<b>Pilot rule making:</b>	New _____	Amended _____	Repealed _____
<b>Other alternative rule making:</b>	New <u>1</u>	Amended _____	Repealed _____



NEW SECTION

**WAC 495B-120-035 Hazing.** (1) Bellingham Technical College prohibits college-sponsored organizations, associations or living groups and their members from engaging individually or collectively in hazing activities.

(2) Hazing is defined as any method of initiation into a student organization, association or living group, or any pastime or amusement engaged in with respect to such an organization or living group that causes, or is likely to cause, bodily danger or physical harm, or serious mental or emotional harm, to any student or other person attending any institution of higher education or postsecondary institution. "Hazing" does not include customary athletic events or other similar contests or competitions.

(3) Penalties.

(a) Any organization, association or student living group that knowingly permits hazing shall:

(i) Be liable for harm caused to persons or property resulting from hazing; and

(ii) Be denied recognition by Bellingham Technical College as an official organization, association or student living group on the Bellingham Technical College campus. If the organization, association or student living group is a corporation, whether for profit or nonprofit, the individual directors of the corporation may be held individually liable for damages.

(b) The student conduct code, WAC 495-120-040 through 495-120-150, may be applicable to hazing violations.

(c) Members of student organizations, associations or living groups who participate in or conspire to participate in hazing activities will be subject to appropriate college disciplinary actions in accordance with the student conduct code.

(d) Other disciplinary actions for individuals of student organizations, associations or living groups participating in hazing activities may include forfeiture of any entitlement to state-funded grants, scholarships or awards for a period of time determined by the college.

(e) Hazing violations are also misdemeanors punishable under state criminal law according to RCW 9A.20.021.

(i) Impermissible conduct associated with initiation into a student organization, association or living group or any pastime or amusement engaged in, with respect to the organization, association or living group, will not be tolerated.

(ii) Impermissible conduct which does not amount to hazing may include conduct which causes embarrassment, sleep deprivation or personal humiliation, or may include ridicule or unprotected speech amounting to verbal abuse.

(iii) Impermissible conduct not amounting to hazing is subject to any sanctions available under the student conduct code, WAC 495-120-040 through 495-120-150, depending upon the seriousness of the violation.